



3644

Application No.: 09/922,376 Examiner: Smith, Kimberly S.
Applicant: Jeffrey Lynn Chamberlain GAU: 3644
Filed: 08/03/2001 Office Action Date: 02/19/2003
For: Dog Watering Toy

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RESPONSE TO OFFICE ACTION

Applicant respectfully elects Species II (representative figure 6), as characterized in claim 7 for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Claims 8, 9, 10, 11, 12, 13, and 14 read on claim 7. Applicant respectfully traverses the restriction requirement with respect to claims 1, 2, 3, 4, 5, and 6 because even the examiner admits that claim 1 is generic and the other five claims depend from claim 1 without adding the specific limitations to the valve which characterize either Species I or Species II. The lack of limitation to one of the two species can be seen on the face of claims 1-6.

REMARKS

Applicant complies with the examiner's 02/19/03 election of species requirement by electing to proceed with Species II should no generic claim finally be held to be allowable. Applicant traverses the requirement with respect to the currently existing family of generic claims 1 through 6, which Applicant hopes will be finally held to be allowable and which read on neither of the two species which examiner has characterized.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Assistant Commissioner for Patents
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on March 19, 2003

Charles R. Sutton Reg. No. 42,176